



PATENTS
15343-0028C3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:)	
Theodore Spielberg)	
Serial No.: 09/928,392)	Examiner: Nickol, G.
Filed: August 13, 2001)	
For: MICROPOROUS ENCAPSU-)	Art Unit: 1642
LATED ENDOCRINE CELL)	
DISKS, BICONCAVE DISKS AND)	
MULTIDIMPLED CHAMBERS)	
FOR HORMONAL REPLACE-)	
MENT)	

**DECLARATION BY INDEPENDENT INVENTOR CLAIMING
SMALL ENTITY STATUS UNDER 37 CFR §§1.9(f) and 1.27(b)**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR §1.9(c) for purposes of paying reduced fees under §41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled MICROPOROUS ENCAPSULATED ENDOCRINE CELL DISKS, BICONCAVE DISKS AND MULTIDIMPLED CHAMBERS FOR HORMONAL REPLACEMENT described in the specification identified above.

I have not assigned, granted, conveyed, or licensed and am under no obligation under contract or law to assign, grant, convey, or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR §1.9(c) if that person had made the invention, or to any concern that would not qualify as a small business concern under 37 CFR §1.9(d) or any organization which would not qualify as a nonprofit organization under 37 CFR §1.9(e).

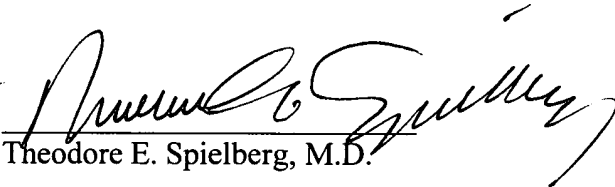
Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

None

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small-entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR §1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

DATE:

July 30, 2005 
Theodore E. Spielberg, M.D.